

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 94-598-S - ORDER NO. 94-949 ✓  
SEPTEMBER 14, 1994

IN RE: Stan Brown, Shoals Subdivision,	)	ORDER
	)	RATIFYING
Complainant,	)	EMERGENCY
	)	ORDER AND
vs.	)	SETTING HEARING
	)	
United Utility Co., Inc.,	)	
	)	
Respondent.	)	
	)	
	)	

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This matter comes before the Public Service Commission of South Carolina (the Commission) on the review of the single Commissioner's Emergency Order of September 6, 1994 pursuant to the requirements of our Regulation 103-886. R.103-886 requires that at the next scheduled Commission meeting after an Emergency Order is issued, the full Commission shall consider the Order of the single Commissioner and take such action on the single Commissioner's Order as it deems appropriate.

This Commission has examined the circumstances behind the Emergency Order issued September 6, 1994, by Chairman Rudolph Mitchell, and believes that the Restraining Order should be ratified and continued until further notice. It is clear to this Commission there is a substantial dispute between a developer, who

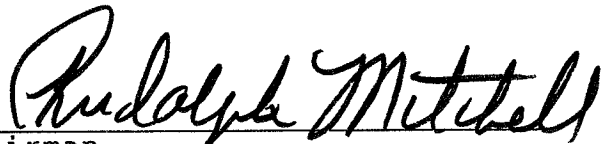
retains title to a number of homes, and a utility, over unpaid tap fees. It is also clear that a number of residents of the Shoals Subdivision could potentially be injured should this dispute go unresolved. Therefore, we believe, as a full Commission, that the status quo in this matter should be maintained until such time as a hearing may be held with regard to the dispute over the alleged unpaid tap fees. We therefore believe that the Restraining Order issued on September 6, 1994, against United Utility Companies, Inc. should be continued, and that United shall further be hereby restrained and/or enjoined from disconnecting the sewer service in the Shoals Subdivision until further Order of the Commission. We also believe that a hearing should be held at such time as Staff may set so that all of the circumstances of this dispute may be considered by this Commission and resolved.

IT IS THEREFORE ORDERED THAT:

1. The single Commissioner's Order of September 6, 1994 is hereby ratified.
2. United Utility Companies, Inc. is hereby restrained and/or enjoined from disconnecting the sewer service in the Shoals Subdivision until further Order of the Commission.
3. That a hearing shall be set by Staff so that this Commission may consider the entire dispute over unpaid tap fees.

4. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)